

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
FIFTY-NINTH LEGISLATURE

**ELEVENTH LEGISLATIVE DAY
THURSDAY, JANUARY 17, 2008**

House of Representatives

The House convened at 11:30 a.m., the Speaker in the Chair.

Roll call showed 67 members present.

Absent and excused –Bradford, Snodgrass, Trail. Total –3.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Kendra Roberts, Page.

Approval of Journal

January 17, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Tenth Legislative Day and recommend that same be adopted as corrected. CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

There being no objection, the House advanced to the Fifth Order of Business.

Report of Standing Committees

January 17, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 338, H 339, H 340, H 341, H 342, H 343, H 344, H 345, H 346, H 347, H 348, H 349, H 350, H 351, H 352, H 353, H 354, H 355, H 356** and **HCR 34**. CLARK, Chairman

H 338, H 339, H 355, and H 356 were referred to the Transportation and Defense Committee.

H 340, H 341, H 342, H 343, H 344, H 345, H 346, and H 349 were referred to the Revenue and Taxation Committee.

H 347, H 348, H 351, and H 354 were referred to the State Affairs Committee.

H 350 was referred to the Business Committee.

H 352 , and H 353 were referred to the Judiciary, Rules, and Administration Committee.

HCR 34 was filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 357 BY REVENUE AND TAXATION COMMITTEE AN ACT

RELATING TO THE SALES AND USE TAX EXEMPTION FOR PRESCRIPTIONS; AMENDING SECTION 63-3622N, IDAHO CODE, TO REVISE LANGUAGE AS TO WHICH PRESCRIPTION SALES ARE EXEMPT FROM THE SALES AND USE TAX AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 358 BY REVENUE AND TAXATION COMMITTEE AN ACT

RELATING TO TAXES ON CIGARETTE AND TOBACCO PRODUCTS; AMENDING SECTION 63-2503, IDAHO CODE, TO PROVIDE THAT A CIGARETTE PERMIT HELD BY A PERSON WHO REPORTS NO CIGARETTE ACTIVITY FOR TWELVE CONSECUTIVE MONTHS SHALL EXPIRE AUTOMATICALLY; AMENDING SECTION 63-2551, IDAHO CODE, TO REVISE THE DEFINITION OF "WHOLESALE SALES PRICE"; AND AMENDING CHAPTER 25, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2552B, IDAHO CODE, TO IMPOSE A TOBACCO PRODUCTS USE TAX ON TOBACCO PRODUCTS NOT OTHERWISE TAXED.

HOUSE BILL NO. 359 BY REVENUE AND TAXATION COMMITTEE AN ACT

RELATING TO AIRCRAFT ENGINE FUEL TAX; AMENDING SECTION 63-2408, IDAHO CODE, TO INCREASE EXCISE TAX ON AVIATION GASOLINE AND JET FUEL.

HOUSE BILL NO. 360 BY REVENUE AND TAXATION COMMITTEE AN ACT

RELATING TO SALES AND USE TAXES; AMENDING SECTION 63-3611, IDAHO CODE, TO REVISE THE DEFINITION OF A "RETAILER ENGAGED IN BUSINESS IN THIS STATE"; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3615A, IDAHO CODE, TO PROVIDE CONDITIONS WHEN A RETAILER HAS SUBSTANTIAL NEXUS WITH THE STATE OF IDAHO, WITH EXCEPTIONS, AND TO PROVIDE APPLICATION OF THE DEFINITION OF "INTERNAL REVENUE CODE."

HOUSE BILL NO. 361
BY HEALTH AND WELFARE COMMITTEE
 AN ACT

RELATING TO THE BOARD OF SOCIAL WORK EXAMINERS; AMENDING SECTION 54-3204, IDAHO CODE, TO AUTHORIZE THE BOARD TO ESTABLISH BY RULE AN INACTIVE LICENSE STATUS.

HOUSE BILL NO. 362
BY HEALTH AND WELFARE COMMITTEE
 AN ACT

RELATING TO THE STATE BOARD OF PODIATRY; AMENDING SECTION 54-604, IDAHO CODE, TO REVISE COMPENSATION FOR BOARD MEMBERS.

HOUSE BILL NO. 363
BY TRANSPORTATION AND DEFENSE COMMITTEE
 AN ACT

RELATING TO LICENSE PLATE FEES; AMENDING SECTION 49-450, IDAHO CODE, TO INCREASE ADDITIONAL FEES CHARGED AND DEPOSITED INTO THE PLATE MANUFACTURING ACCOUNT UPON THE ISSUANCE OF LICENSE PLATES AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 364
BY TRANSPORTATION AND DEFENSE COMMITTEE
 AN ACT

RELATING TO TRANSPORTATION; AMENDING SECTION 49-123, IDAHO CODE, TO REVISE DEFINITIONS AND TO DEFINE A TERM; AMENDING SECTION 49-524, IDAHO CODE, TO PROVIDE FOR ELECTRONIC FILES IN REGARD TO SALVAGE CERTIFICATES OF OWNERSHIP, TO REVISE PROVISIONS RELATING TO SALVAGE CERTIFICATES OF OWNERSHIP, TO REVISE FEE PROVISIONS RELATING TO SALVAGE CERTIFICATES, TO REVISE PROVISIONS RELATING TO THE SURRENDER OF CERTIFICATES OF TITLE FOR SALVAGE VEHICLES, TO PROVIDE FOR NOTATIONS OF THEFT RECOVERY ON TITLE RECORDS FOR CERTAIN VEHICLES, TO DELETE A NONAPPLICABILITY TO VESSELS PROVISION AND TO REVISE DESCRIPTIVE LANGUAGE; AND AMENDING SECTION 49-525, IDAHO CODE, TO PROVIDE FOR BRANDED CERTIFICATES OF TITLE FOR CERTAIN VEHICLES, TO DELETE INSPECTION PROVISIONS, TO DELETE PROVISIONS RELATING TO BRANDED CERTIFICATES OF TITLE FOR RECONSTRUCTED VEHICLES AND REPAIRED VEHICLES, TO DELETE PROVISIONS RELATING TO BRANDED DECALS, TO PROVIDE FOR BRANDED CERTIFICATES OF TITLE RELATING TO REBUILT SALVAGE VEHICLES AND TO PROVIDE FOR SALVAGE VEHICLE STATEMENTS.

HOUSE BILL NO. 365
BY TRANSPORTATION AND DEFENSE COMMITTEE
 AN ACT

RELATING TO TRANSPORTATION; AMENDING SECTION 49-105, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 49-107, IDAHO CODE, TO DEFINE A TERM AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-114, IDAHO CODE, TO REVISE DEFINITIONS, TO DEFINE TERMS AND TO MAKE A

TECHNICAL CORRECTION; AMENDING SECTION 49-123, IDAHO CODE, TO REVISE DEFINITIONS AND TO DEFINE A TERM; AMENDING SECTION 49-402, IDAHO CODE, TO REQUIRE COMPLIANCE WITH FEDERAL MOTOR VEHICLE SAFETY STANDARDS FOR CERTAIN VEHICLES SUBJECT TO REGISTRATION AND TO PROHIBIT REGISTRATION AND OPERATION OF CERTAIN VEHICLES ON PUBLIC HIGHWAYS OF THE STATE; AMENDING SECTION 49-501, IDAHO CODE, TO PROVIDE AN EXEMPTION FROM TITLING REQUIREMENTS; AMENDING SECTION 49-1606, IDAHO CODE, TO REVISE DEALER LICENSING PROVISIONS; AND AMENDING SECTION 49-1608, IDAHO CODE, TO REVISE DEALER LICENSE BOND PROVISIONS.

HOUSE BILL NO. 366
BY TRANSPORTATION AND DEFENSE COMMITTEE
 AN ACT

RELATING TO TRANSPORTATION; AMENDING SECTION 49-303, IDAHO CODE, TO PROHIBIT THE ISSUANCE OF DRIVER'S LICENSES, INSTRUCTION PERMITS, PRIVILEGES OR RIGHTS TO DRIVE TO PERSONS NOT LAWFULLY PRESENT IN THE UNITED STATES; AMENDING SECTION 49-306, IDAHO CODE, TO REQUIRE VERIFICATION OF SOCIAL SECURITY NUMBERS BY THE SOCIAL SECURITY ADMINISTRATION FOR APPLICANTS FOR DRIVER'S LICENSES, INSTRUCTION PERMITS AND RESTRICTED SCHOOL ATTENDANCE DRIVING PERMITS; AMENDING SECTION 49-319, IDAHO CODE, TO PROVIDE FOR THE EXPIRATION DATES AND FEES FOR DRIVER'S LICENSES ISSUED TO PERSONS WHO ARE NOT CITIZENS OR PERMANENT LEGAL RESIDENTS OF THE UNITED STATES AND TO PROVIDE REFERENCE TO SPECIFIED EXPIRATION DATE PROVISIONS; AMENDING SECTION 49-2443, IDAHO CODE, TO REQUIRE VERIFICATION OF SOCIAL SECURITY NUMBERS BY THE SOCIAL SECURITY ADMINISTRATION FOR APPLICANTS FOR IDENTIFICATION CARDS; AND AMENDING SECTION 49-2444, IDAHO CODE, TO PROVIDE REFERENCE TO SPECIFIC EXPIRATION DATE PROVISIONS AND TO PROVIDE FOR THE EXPIRATION DATES OF IDENTIFICATION CARDS ISSUED TO PERSONS WHO ARE NOT CITIZENS OR PERMANENT LEGAL RESIDENTS OF THE UNITED STATES.

H 357, H 358, H 359, H 360, H 361, H 362, H 363, H 364, H 365, and H 366 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Friday, January 18, 2008. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:45 a.m. **LAWRENCE DENNEY, Speaker**

ATTEST:
BONNIE ALEXANDER, Chief Clerk